



# PROPOSED RULE MAKING

**CR-102 (June 2004)**

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Agriculture

- ☒ Preproposal Statement of Inquiry was filed as WSR 06-04-100; or  
☐ Expedited Rule Making--Proposed notice was filed as WSR \_\_\_\_\_; or  
☐ Proposal is exempt under RCW 34.05.310(4).

- ☒ Original Notice  
☐ Supplemental Notice to WSR \_\_\_\_\_  
☐ Continuance of WSR \_\_\_\_\_

Title of rule and other identifying information: (Describe Subject) The Washington State Department of Agriculture's Fruit and Vegetable Inspection Program is proposing to amend chapter 16-436 Peach standards.

**Hearing location:**

WSDA Yakima Office  
Second Floor Conference Room  
21 North First Avenue  
Yakima, WA

Date: April 27, 2006 Time: 1:30 p.m.

**Submit written comments to:**

Name: Debbie Hacker  
Address: P.O. Box 42560  
Olympia, WA 98504-2560  
e-mail dhacker@agr.wa.gov  
fax (360) 902-2085 by 5:00 p.m. on April 27, 2006

**Assistance for persons with disabilities:** Contact

The WSDA receptionist by April 21, 2006 at

TTY (360) 902-1996 or (360) 902-1996

Date of intended adoption: May 11, 2006

(Note: This is NOT the effective date)

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:**

The proposed amendment to chapter 16-436 includes repealing WAC 16-436-186 (containers), removing all container requirements associated with peaches.

**Reasons supporting proposal:** Removing the container requirements would allow growers/packers and shippers to pack and market various types of containers that may be requested or required by the buyers and the consuming public

**Statutory authority for adoption:** Chapter 15.17 Standards of Grades and Packs, Chapter 34.05 Administrative Procedure Act

**Statute being implemented:** Chapter 15.17 Standards of Grades and Packs

**Is rule necessary because of a:**

Federal Law?

☐ Yes ☒ No

Federal Court Decision?

☐ Yes ☒ No

State Court Decision?

☐ Yes ☒ No

If yes, CITATION:

**DATE****NAME (type or print)**

Robert W. Gore

**SIGNATURE****TITLE**

Assistant Director

**CODE REVISER USE ONLY**

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

MAY 22 2006

TIME

10:59

WSR

06-02-167

AM

PM

(COMPLETE REVERSE SIDE)

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

None

**Name of proponent:** (person or organization) The Washington State Fruit Commission

- ☒ Private  
☐ Public  
☐ Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Jim Quigley	Olympia	(360) 902-1833
Implementation..... Jim Quigley	Olympia	360) 902-1833
Enforcement..... Jim Quigley	Olympia	360) 902-1833

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone (     ) \_\_\_\_\_

fax     (     ) \_\_\_\_\_

e-mail \_\_\_\_\_

☒ No. Explain why no statement was prepared.

There is no economic impact associated with this rule amendment.

**Is a cost-benefit analysis required under RCW 34.05.328?**

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone (     ) \_\_\_\_\_

fax     (     ) \_\_\_\_\_

e-mail \_\_\_\_\_

☒ No: Please explain: The Washington State Department of Agriculture is not a listed agency in RCW 34.05.328(5)(a)(i).

REPEALER

The following section of the Washington Administrative Code  
is repealed:

WAC 16-436-186

Containers.